

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**IN RE ALUMINUM WAREHOUSING  
ANTITRUST LITIGATION**

This Document Relates To:

Direct Purchaser Plaintiffs (14 Civ. 3116)

AGFA Corporation, et al. v. The Goldman  
Sachs Group, Inc., et al. (14 Civ. 0211)

Mag Instrument Inc. v. The Goldman Sachs  
Group Inc., et al. (14 Civ. 0217)

13 MD 2481 (KBF)

Hon. Katherine B. Forrest

**PLAINTIFFS' JOINT NOTICE OF  
MOTION AND MOTION FOR  
RECONSIDERATION OF  
DISMISSAL OF THE LONDON  
METAL EXCHANGE ON FOREIGN  
SOVEREIGN IMMUNITY  
GROUNDS WITHOUT LEAVE TO  
REPLEAD (ECF 564)**

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that Direct Purchaser Plaintiffs, Mag Instrument, Inc., Agfa Corporation, and AGFA Graphics, N.V. ("Plaintiffs") respectfully move under Local Civil Rule 6.3 for reconsideration of its Opinion and Order of August 25, 2014, dismissing The London Metal Exchange for lack of subject matter jurisdiction on grounds of foreign sovereign immunity without leave to replead. (ECF 564.) Plaintiffs submit herewith a memorandum of law and declaration with exhibits in support. Plaintiffs do not request oral argument.

Dated: September 8, 2014.

Respectfully submitted.

s/ Linda P. Nussbaum

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Inc., Agfa Corporation, and AGFA  
Graphics, N.V.***

## ECF CERTIFICATION

The filing attorney attests to having obtained concurrence regarding the filing of this document from the signatories to this document.

Dated: September 8, 2014.

Respectfully Submitted.

s/ Linda P. Nussbaum

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## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on September 8, 2014, I caused a copy of the foregoing document to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access redacted copies of the foregoing through the Court's system, and notice will be sent to these parties by operation of the Court's electronic filing system.

Dated: September 8, 2014.

Respectfully Submitted.

s/ Linda P. Nussbaum

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